

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

MARK FITZHENRY, individually and on)	
behalf of all others similarly-situated,)	
)	
Plaintiff,)	Cause No. 4:17-cv-00774-RLW
)	
v.)	
)	
VACATION CONSULTING SERVICES,)	
LLC, BRIAN JAY SCROGGS,)	
and JOHN DOES 1-10,)	
)	
Defendants/Third-Party Plaintiffs,)	
)	
v.)	
)	
JJ&C MARKETING, LLC, ROGELIO)	
MENDOZA JR. d/b/a MENDOZA)	
MARKETING, MENDOZA MARKETING,)	
LLC, AND SIGNATURE GETAWAYS,)	
LLC)	
)	
Third-Party Defendants,)	

**THIRD-PARTY PLAINTIFF VACATION CONSULTING SERVICES, LLC AND
BRIAN JAY SCROGGS' CONSENT DISMISSAL WITH PREJUDICE OF ITS CLAIMS
AGAINST THIRD-PARTY DEFENDANTS JJ&C MARKETING, LLC, ROGELIO
MENDOZA, JR., AND MENDOZA MARKETING, LLC, AND WITHOUT PREJUDICE
AGAINST THIRD-PARTY DEFENDANT SIGNATURE GETAWAYS, LLC.**

COMES NOW Defendants/Third-Party Plaintiffs, Brian Scroggs and Vacation Consulting Services, LLC, with consent of Third-Party Defendants JJ&C Marketing, LLC, Rogelio Mendoza, Jr., and Mendoza Marketing, LLC and pursuant to Rule 41 (a) (1) (A) (ii) hereby dismisses its claims against JJ&C Marketing, LLC, Rogelio Mendoza, Jr., and Mendoza Marketing, LLC **with prejudice**. Signature Getaways, LLC is hereby dismissed **without prejudice**. No notice needs to be issued to the putative class under Rule 23, because there has

been no finding that this action can proceed as a class action, and no class has been certified herein. Each party shall bear their own costs.

SO ORDERED:

Judge Ronnie L. White

DATE

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Services, LLC and Brian Scroggs*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served via the Court's electronic filing system on this 18th day of April, 2018 upon all counsel of record

/s/ Matthew A. Jacober